

LEROY D. BACA, SHERIFF

County of Los Angeles

Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



June 10, 2005

Deputy David Jouzi, #[redacted]

Dear Deputy Jouzi:

On March 1, 2005, you were served with a Letter of Intention, indicating your right to respond to the Sheriff's Department's pending disciplinary action against you, as reported under File Number IAB 2104858. You were also advised of your right to review the material on which the discipline was based.

You did exercise your right to respond. However, after review and consideration of the response submitted to support your position, Department executives determined that the recommended discipline is appropriate.

You are hereby notified that you are suspended without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of twenty-five (25) days effective June 11, 2005 through July 5, 2005.

An investigation under File Number IAB 2104858, conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Manual of Policy and Procedures Sections 3-01/030.10, Obedience to Laws, Regulations and Orders; and/or 3-01/025.10, Unreasonable Force; and/or 3-01/050.10, Performance to Standards, on or about September 23, 2003, you used unreasonable force on Inmate [redacted], as evidenced by, but not limited to:

   a) using your hand and grabbing Inmate [redacted]s jail jumpsuit shirt and pulling him out of the jail pod, and/or;

   b) pushing Inmate [redacted] against the wall to search him, and/or;

c) making Inmate [redacted] kneel on the ground without allowing the inmate to rest his buttocks on his heels, and/or;

d) making Inmate [redacted] lie prone on the floor.

2. That in violation of Manual of Policy and Procedures Section 5-09/430.00, Use of Force Reporting and Review Procedures, on or about September 23, 2003, you failed to make an immediate notification to a supervisor that you had used force on Inmate [redacted]

3. That in violation of Manual of Policy and Procedures Section 3-01/040.75, Failure to Make Statements and/or Making False Statements During Departmental Internal Investigations, on or about April 20, 2004 and January 12, 2005, during your Internal Affairs subject interviews, you failed to make truthful statements, including, but not limited to:

a) that you tapped the inmate on the shoulder and ordered the inmate to please step out of the jail Pod, and/or;

b) that you patted the inmate down who took the extra meal and/or told the inmate to "grow up" and sent him back to the Pod, and/or;

c) you had the inmate against the wall for approximately two to three minutes before having him return to the Pod.

In taking this disciplinary action, your record with this Department has been considered, and a thorough review of this incident has been made by Department executives, including your Unit and Division Commanders.

You will hereby take notice that any future acts of misconduct may result in more severe disciplinary action.

You may appeal the Department's action in this matter pursuant to Rules 4.02, 4.05, and 18.01 of the Civil Service Rules.

Within fifteen (15) business days from the date of service of this notice of suspension, you may request a hearing on these charges before the Los Angeles County Civil Service Commission, 222 North Grand Avenue, Los Angeles, California 90012.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Alice E. Scott, Captain
Commander, Twin Towers Correctional Facility

Note: Attached for your convenience are excerpts of the applicable areas of the Manual of Policy and Procedures and Civil Service Rules.

AES:KM:tm

c: Advocacy Unit
Sammy L. Jones, Chief, Custody Operations Division
Internal Affairs Bureau
Personnel Administration
Office of Independent Review (OIR)
Twin Towers Correctional Facility /unit Personnel File

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

DATE: February 22, 2005

DISPOSITION SHEET

FILE NO. IV 2104858

FROM: JOHN L. SCOTT, CHIEF
CUSTODY OPERATIONS DIVISION

TO: KARYN J. MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: **JOUZI, DAVID #[redacted]**
DEPUTY SHERIFF
MEN'S CENTRAL JAIL
CUSTODY OPERATIONS DIVISION

Upon consideration of the facts developed in this investigation, I have determined that the Subject be suspended for a period of twenty-five (25) days without pay from his position of deputy sheriff for the reasons set forth in the attached documentation. This decision may be reconsidered based on the employee's response.

for John L. Scott, Chief — 2-22-05 Date

CASE REVIEWED BY:

LARRY L. WALDIE
UNDERSHERIFF — 02-22-05 Date

DOYLE R. CAMPBELL
ASSISTANT SHERIFF

PAUL K. TANAKA
ASSISTANT SHERIFF

2-22-05
DATE

DATE



DISPOSITION WORKSHEET

Case Number: IAB 2104858
Subject: Deputy David Jouzi #[redacted]
Investigator: Sergeant Brian Morris
Advocate: Lieutenant Michelle Debus

CASE SUMMARY:

It is alleged that Subject Jouzi while assigned to Twin Towers Correctional Facility used force on an inmate during the feeding of breakfast. The inmate alleges that the Subject saw him get back into line and take an extra meal. The Subject grabbed the inmate by his shirt to remove him from the Pod. The Subject then pushed the inmate against the wall to search him. The inmate claims that after he was searched the Subject made him lie prone on the floor and then made him kneel on his knees until the entire module was fed breakfast. During the investigation several employees and several inmates witnessed the Subject instructing the inmate to lie prone and to kneel. Both of these actions are denied by the Subject. The Subject also did not notify his supervisor that he used force. After the investigation, a meeting with the Subject and his attorney was held and the Subject gave the Department two memorandums that were written by two deputies who were on site, at the time of the incident. A subsequent interview with both of these deputies rendered no additional information. Their earlier interviews with Internal Affairs were detailed and through, where the memorandums were brief and vague. In addition to these two interviews, the subject agreed to be interviewed again to clear up his actions during the incident. No new information was gleamed from that interview and the subject maintains that he did not have and more contact with the inmate then he stated in his first interview.

DISPOSITION OF CHARGES

Please indicate your disposition of each potential charge, and put any additional founded charges (with references to the investigation) on an attached sheet.

Potential Charge #1:

That in violation of the Department's Manual of Policy and Procedures section(s) 3-01/030.10, Obedience to Laws, Regulations and Orders, and/or 3-01/025.10, Unreasonable Force and/or 3-01/050.10, Performance to Standards, when on or about, September 23, 2003, the Subject, used unreasonable force on Inmate [redacted] when he did such things but not limited to:

- Used his hand and grabbed the Inmate's jail jumpsuit shirt and pulled him out of the jail pod.
- Pushed the Inmate against the wall to search him.
- Made the Inmate kneel on the ground, without allowing the Inmate to rest his buttock on his heels.
- Made the Inmate lie prone on the floor.

Thus the Subject also violated the Department's Manual of Policy and Procedures section (s) 5-09/430.00, Use of Force Reporting and Review Procedures, when he failed to make an immediate notification of that force he used to his immediate supervisor. Thus he failed to conform to work standards established for his position as a deputy sheriff.

<u>Evidence Reference:</u>

<u>Internal Affairs Interview with Inmate</u> [redacted], Page 2, he was **grabbed by one deputy by the front of his shirt, yanked across the other side of the wall outside of the pod,** slammed up against the wall, punched him in the eye, and put him on the ground, kicked him in the ribs, and then **told him to lie there until they were done serving, then he was told to say on his knees until the entire pod was served**. Page 8 & 9 , he describes the deputy that struck him. Page 10, all three deputies were standing together. Page 11, back strikes wall. Page 12, deputy says "Haven't you had enough? You're pissing me off." and then the deputy said "get on your knees". Page 13, deputy told him to "get on the floor" then the deputy kicked him in the ribs. **He was lying down on the floor on his stomach**. Page 16, when the deputy was instructing him the other deputies were standing right next to the deputy. Page 17, deputy told him " if you were my son, I'd kill you". Page 18, deputy told him he was "a worthless piece of shit". "don't you get tired of being a piece of shit"; "You know it's because your parents got tired of your piece of shit ass", "alright, I don't want to have anymore problems out of you". "Next time we're going to take you off to the hole".

<u>Internal Affairs Interview of Deputy</u> [redacted], Page 7, He said that the Subject had the inmate by the shirt when he had him step out of the pod. Page 9, the Subject had the inmate stand on the wall by the phones. The Subject dealt with the inmate right then. Page 10, at some point **he saw the inmate on the floor.** Page 11, at one point **he sees him on the wall and then he turns around and sees him on the floor**. Page 15; **he saw the inmate on his knees**. Saw the inmate lying on the floor in prone position, standing facing the wall near the phones and kneeling with face against. Page 16, sequence of events he thought the inmate was on the floor first. Next he was kneeling position. Page 17, the Subject dealt with him for about 5 to 15 minutes.

<u>Investigative Interview of Inmate</u> [redacted], Pate 6, he saw the inmate get into line for another meal. **He saw the deputy grab the front of the inmate's shirt collar and pull him out of the cell**. The trustees moved the cart because they were ready to move on to the next pod. He said the **deputy pulled the inmate to the floor** and then to the wall where he made him stand and place his hands behind his back. **The deputy pushed the inmate against the wall** adjacent to the telephones. He said the inmate said "what the hell are you doing?" and then the **deputy grabbed the inmate by the shirt and pushed him to the floor.** He said when he pushed him to the wall it was not with any great force. When the inmate returned to the pod he observed a lump on the inmate's right lower back.

<u>Investigative Interview of Inmate</u> [redacted] Page 7, **deputy grabbed inmate with on hand and pulled him out of the pod.** He then slammed the inmate against the pillar. The inmate was slammed with such force that he saw his head and hip strike the wall. The **deputy then threw the inmate to the floor** and started kicking him. Inmate stayed on the floor for an hour or two.

<u>Internal Affairs Interview of Custody Assistant</u> [redacted], Page 7, he recalled the inmate being removed from the pod. He said that he thought he recalled the **deputy removed the inmate by taking hold of the inmate's jail shirt by the sleeve or the rear portion of the collar and pulling him out**. He said that once the inmate was out the Subject placed him against the glass

wall adjacent to the pod door. He said that he remembered the inmate being left around f-pod while the deputies finished feeding. Page 8, **he said the inmate was directed to his knees by the phones. The inmate's buttock was resting against his heels. The inmate stayed that way the entire module was fed.**

Internal Affairs Interview of Inmate [redacted] Page 11, **he said the inmate was pulled out of the module and forced to kneel.** He said there were two deputies and two trustees present.

Conflicting Evidence/Defenses:

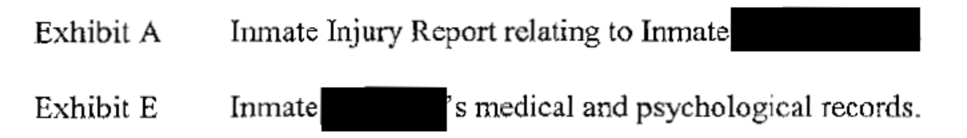


Exhibit A   Inmate Injury Report relating to Inmate [redacted]

Exhibit E   Inmate [redacted]'s medical and psychological records.

Internal Affairs Interview of Subject Jouzi. Page 7, he cites the use of force and the reporting of force but he leaves out "force which is greater than if required for unresisted Department hand cuffing is reportable force. He said he was unaware of this. Page 8, he describes what he saw with the inmate in line for the second time. He said he notice the inmate get a meal and place it on the table and then the inmate returned for a second meal which he stuck into his jumpsuit. The Subject tapped the inmate on the shoulder and asked him to "please step outside". He ordered him to face away from the wall. After serving "F" pod he patted the inmate down, took the extra breakfast, asked him his age, and told him to grow up and sent him on his way. Page 11, he told the inmate to stand by the telephones, the inmate did not get confrontational. Had the inmate stand approximately 2 to 3 minutes. Page 12 sent the inmate back as they finished "F" pod. Had not other contact. Page 18, neither of the two deputies had contact with the inmate. He said that both deputies were with him the entire time he dealt with the inmate. Page 19, the day before the deputies found narcotics and cigarette tobacco inside his cell. Page 23, He said he never used force on the inmate and if he had used force he would have reported it promptly. Page 24, he speculated that the reason the inmate fabricated the story was because of the negative contact he has had with the inmate over the two week period.

Internal Affairs Interview of Deputy [redacted] Page 12, he did not see the Subject kick or punch the inmate. He saw the inmate face down on the floor. Page 24, he heard the Subject say to the inmate, "to grow up".

Internal Affairs Interview of Deputy [redacted], Page 7, he saw the inmate get his meal, place it on the table or bunk and return to the line for another meal. He saw the Subject ask the inmate to step out of line so he could conduct a search. Page 9, he saw the Subject start to search the inmate and then he went back to supervising the feeding. He saw the inmate face the wall. Page 10, he said that the inmate was outside for a couple of minutes before he was sent back by the Subject. He did not see the inmate on the floor. Page 11, he did not see the inmate on his knees, he did not see the Subject hold the inmate by the inmate's clothing, he did not see the Subject kick the inmate, he did not see the Subject punch the inmate. **Page 20, he did not watch the whole pat down of the inmate.**

Investigative Interview of Inmate [redacted], Page 6, he said that the inmate told him that the deputy punched and kicked him but he did not see that happen. He said while the deputy was dealing with the inmate the other deputies were monitoring the situation and the other inmates in the pod. He did not see the inmate on his knees.

Internal Affairs Interview of Custody Assistant [redacted], Page 8, he did not see the inmate punched, slapped, or kicked by any of the three deputies.

Internal Affairs Interview of Inmate [redacted], Page 11, he did not see the inmate get hit or kicked.

Disposition:

___X_Charge founded as delineated
_____ Charge founded as modified
_____ Charge unresolved
_____ Charge unfounded

Potential Charge #2:

That in violation of the Department's Manual of Policy and Procedures section(s) 3-01/040.75, Failure To Make Statements and/or Making False Statements During Departmental Internal Investigations, when on or about, April 20, 2004 and January 12, 2005, during the Subject's Internal Affairs Interviews he did not make truthful statements when he said such things but not limited to:

- He tapped the inmate on the shoulder and ordered the inmate to please step out of the jail Pod.
- He patted the inmate down took the extra meal told the inmate to grow up and sent him back to the Pod.
- He had the inmate against the wall for approximately two, three minutes, before having him return to the Pod.
-

Evidence Reference:

Investigative Interview on January 12, 2005, of Subject Jouzi, he stated he did not grab the inmate out of the pod. He said he did not place the inmate on the floor in a prone position. He said he did not have the inmate on his knees for part of or the whole feeding of the module. He said that he had the inmate on his knees the day before when inmate inside their pod were smoking.

Internal Affairs Interview with Inmate [redacted], Page 2, he was **grabbed by one deputy by the front of his shirt, yanked across the other side of the wall outside of the pod**, and then **told to lie there until they were done serving, then he was told to say on his knees until the entire pod was served**. Page 8 & 9 , he describes the deputy that struck him. The deputy said

"get on your knees". Page 13, deputy told him to "get on the floor" **He was lying down on the floor on his stomach**.

Internal Affairs Interview of Deputy [redacted] Page 7, He said that the Subject had the inmate by the shirt when he had him step out of the pod. Page 9, the Subject had the Inmate stand against the wall by the phones. The Subject dealt with the inmate right then. Page 10, at some point **he saw the inmate on the floor.** Page 11, at one point **he sees the inmate against the wall and then he turns around and sees him on the floor**. Page 15, **he saw the inmate on his knees.** Saw the inmate lying on the floor in prone position, standing facing the wall near the phones and kneeling with face against. Page 16, sequence of events he thought the inmate was on the floor first. Next he was kneeling position. Page 17, the Subject dealt with the Inmate for about 5 to 15 minutes.

Investigative Interview of Inmate [redacted], Pate 6, he saw the inmate get into line for another meal. **He saw the deputy grab the front of the inmate's shirt collar and pull him out of the cell**. He said the **deputy pulled the inmate to the floor** and then to the wall where he made him stand and place his hands behind his back. **The deputy pushed the inmate against the wall** adjacent to the telephones. He said the inmate said "what the hell are you doing?" and then the **deputy grabbed the inmate by the shirt and pushed him to the floor**. He said when he pushed him to the wall it was not with any great force. When the inmate returned to the pod he observed a lump on the inmate's right lower back.

Investigative Interview of Inmate [redacted], Page 7, **deputy grabbed the inmate with on hand and pulled him out of the pod.** He then slammed the inmate against the pillar. The inmate was slammed with such force that he saw his head and hip strike the wall. The **deputy then threw the inmate to the floor** and started kicking him. Inmate stayed on the floor for an hour or two.

Internal Affairs Interview of Custody Assistant [redacted], Page 7, he recalled the inmate being removed from the pod. He said that he thought he recalled the **deputy removed the inmate by taking hold of the inmate's jail shirt by the sleeve or the rear portion of the collar and pulling him out**. He said that once the inmate was out the Subject placed him against the glass wall adjacent to the pod door. He said that he remembered the inmate being left around f-pod while the deputies finished feeding. Page 8, **he said the inmate was directed to his knees by the phones. The inmate's buttock was resting against his heels. The inmate stayed that way until the entire module was fed.**

Internal Affairs Interview of Inmate [redacted] Page 11, **he said the inmate was pulled out of the module and forced to kneel**. He said there were two deputies and two trustees present.

Conflicting Evidence/Defenses:

Internal Affairs Interview of Subject Jouzi, Page 7 The Subject tapped the inmate on the shoulder and asked him to "please step outside". He ordered him to face away from the wall. After serving "F" pod he patted the inmate down, took the extra breakfast, asked him his age, and told him to grow up and sent him on his way. Page 11, he told the inmate to stand by the telephones, the

inmate did not get confrontational. Had the inmate stand approximately 2 to 3 minutes. Page 12 sent the inmate back as they finished "F" pod. Had not other contact.

Internal Affairs Interview of Deputy [redacted] Page 7, he saw the inmate get his meal, place it on the table or bunk and return to the line for another meal. He saw the Subject ask the inmate to step out of line so he could conduct a search. Page 9, he saw the Subject start to search the inmate and then he went back to supervising the feeding. He saw the inmate face the wall. Page 10, he said that the inmate was outside for a couple of minutes before he was sent back by the Subject. He did not see the inmate on the floor. Page 11, he did not see the inmate on his knees, he did not see the Subject hold the inmate by the inmate's clothing, he did not see the Subject kick the inmate, he did not see the Subject punch the inmate. **Page 20, he did not watch the whole pat down of the inmate.**

Investigative Interview of Inmate [redacted], Page 6, he said that the inmate told him that the deputy punched and kicked him but he did not see that happen. He said while the deputy was dealing with the inmate the other deputies were monitoring the situation and the other inmates in the pod. He did not see the inmate on his knees.

Internal Affairs Interview of Custody Assistant [redacted], Page 8, he did not see the inmate punched, slapped, or kicked by any of the three deputies.

Disposition:

___X_Charge founded as delineated
_____ Charge founded as modified
_____ Charge unresolved
_____ Charge unfounded

Discipline Assessment

Review of Applicable "Guidelines for Discipline" Section:
The Department's "Guidelines for Discipline" (Revised July 1, 1996) lists the following analogous misconduct with associated disciplinary penalties:

Untruthful or misleading statements during internal investigation	15-25 Days Suspension	See Note # 1
Failure to report use of force	5-10 Days Suspension	
Use of unreasonable force	5-10 Days Suspension	
Performance to Standards	---------------------------	See Note # 3 & # 4

Assessment of Mitigation and Aggravating Factors

Severity of Infraction:

The infractions in this incident are very severe. The Subject claims that while he and his partner were feeding the inmates, he did not use force on an inmate that he noticed took a second meal. Witnesses, both employees and inmates state otherwise. After allowing the Subject to be interviewed again and telling him that employees state a different story, the Subject maintained that he did not use force. In addition to the force the Subject maintains that he did not prone the inmate out or direct the inmate to remain on his knees while the rest of the module was feed. The Subject has compromised his ethics, failed to tell the truth, and lied during an official administrative investigation. When confronted with information that contradicted his statement, he continued to lie.

Intent, Truthfulness and Acceptance of Responsibility:

The Subject failed to report his use of force as required by Department policy. When he was confronted about this incident he lied while being interviewed during the administrative investigation. The Subject, during a second administrative interview, when confronted with evidence of his false statements, continued to deny that he used the force. Subject ~~Smith~~ was untruthful and did not accept responsibility for his actions.

Degree of Culpability:

The Subject is solely responsible for his actions.

Past Performance and Disciplinary History:

Subject Jouzi has been an employee of the Department for approximately 5 ½ years. He has received three very good evaluations and two competent performance evaluations during his tenure. Deputy Jouzi had one other administrative investigation and received [redacted] days for that incident that were [redacted]. [redacted]

Disposition:

Based upon the attached assessment of mitigating and aggravating factors, the following discipline has been determined to be appropriate. This discipline is subject to revision upon receipt of the Subject's response or grievance.

___ Discharge
___ Reduction in Rank
_X_ Suspension with loss of pay and benefits, for 25 Day(s)

DISPOSITION WORKSHEET

Case Number: IAB 2104858
Subject: Deputy [redacted] # [redacted]
Investigator: Sergeant Brian Morris
Advocate: Lieutenant Michelle Debus

CASE SUMMARY:

During an investigation into the use of force by Deputy Jouzi, assigned to Twin Towers Correctional Facility, the investigation also revealed that Subject [redacted] witnessed part of that force and failed to report what he witnessed to his immediate supervisor.

DISPOSITION OF CHARGES

Please indicate your disposition of each potential charge, and put any additional founded charges (with references to the investigation) on an attached sheet.

Potential Charge #1:

That in violation of the Department's Manual of Policy and Procedures section (s) 3-01/030.10, Obedience to Laws, Regulations and Orders, and/or 5-09/430.00, Use of Force Reporting and Review Procedures, when on or about September 23, 2003, Subject [redacted] witnessed force used by Subject Jouzi and then failed to report that witnessed force to his immediate supervisor.

Evidence Reference:

Internal Affairs Interview with Inmate [redacted], Page 2, he was **grabbed by one deputy by the front of his shirt, yanked across the other side of the wall outside of the pod**, and then **told him to lie there until they were done serving, then he was told to say on his knees until the entire pod was served.** Page 10, all three deputies were standing together. Page 11, back strikes wall. The deputy said "get on your knees". Page 13, deputy told him to "get on the floor". **He was lying down on the floor on his stomach.**

Internal Affairs Interview of Deputy [redacted], Page 7, He said that the Subject had the inmate by the shirt when he had him step out of the pod. Page 9, the Subject had the inmate stand on the wall by the phones. The Subject dealt with the inmate right then. Page 10, at some point **he saw the inmate on the floor.** Page 11, at one point **he sees him on the wall and then he turns around and sees him on the floor.** Page 15, **he saw the inmate on his knees**. Saw the inmate lying on the floor in prone position, standing facing the wall near the phones and kneeling with face against. Page 16, sequence of events he thought the inmate was on the floor first. Next he was kneeling position. Page 17, the Subject dealt with him for about 5 to 15 minutes.

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Internal Affairs Interview of Custody Assistant [redacted], Page 7, he recalled the inmate being removed from the pod. He said that he thought he recalled the **deputy removed the inmate by taking hold of the inmate's jail shirt by the sleeve or the rear portion of the collar and pulling him out**. He said that once the inmate was out the Subject placed him against the glass wall adjacent to the pod door. He said that he remembered the inmate being left around f-pod while the deputies finished feeding. Page 8, **he said the inmate was directed to his knees by the phones. The inmate's buttock was resting against his heels. The inmate stayed that way the entire module was fed.**

Internal Affairs Interview of Inmate [redacted], Page 11, **he said the inmate was pulled out of the module and forced to kneel.** He said there were two deputies and two trustees present.

Conflicting Evidence/Defenses:

None

Disposition:
_____ **Charge founded as delineated**
_____ **Charge founded as modified**
_____ **Charge unresolved**
_____ **Charge unfounded**

Discipline Assessment

Review of Applicable "Guidelines for Discipline" Section:
The Department's "Guidelines for Discipline" (Revised July 1, 1996) lists the following analogous misconduct with associated disciplinary penalties:

Failure to report witnessed force	5-10 Days Suspension

Determination of Discipline:

Based upon the attached assessment of mitigating and aggravating factors, the following discipline has been determined to be appropriate. This discipline is subject to revision upon receipt of the Subject's response or grievance.

_____ **Discharge**
_____ **Reduction in Rank**
_____ **Suspension with loss of pay and benefits for _____ days**
_____ **Written Reprimand**
_____ **No discipline**

Assessment of Mitigating and Aggravating Factors:

The attached pages describe the mitigating and aggravating factors in determining the discipline in this investigation. Those factors include:

Intent	Truthfulness
Past Performance	Severity of Infraction
Degree of Culpability	Acceptance of Responsibility
Disciplinary History	Other Factors

Management has considered the Subject's performance, which is documented in the Subject's Department personnel file, and those documents not contained in that file which are attached to this disposition worksheet.

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
PERSONNEL INVESTIGATION

DATE	No. OF SUBJECTS	UNIT(S) INVOLVED	I.A.B. FILE No.
September 23, 2003	3	Twin Towers Correctional Facility	IV2104858

MANUAL SECTIONS ALLEGEDLY VIOLATED (BY TITLE AND No.)
PERFORMANCE TO STANDARDS 3-01/050.10, USE OF FORCE REPORTING 5-09/430.00, USE OF FORCE 3-01/025.00
OBEDIENCE TO LAWS, REGULATIONS, AND ORDERS, 3-01/030.10

DATE, TIME, DAY OF OCCURRENCE	RELATED URN FILE No. IF APPLICABLE
September, 23, 2003 - Tuesday - B/T 0600 & 0700	NONE

LOCATION OF OCCURRENCE: Twin Towers Correctional Facility - Module 152 - F pod

SOURCE OF COMPLAINT: ☐ COMMUNITY ☐ SUPERVISION W/C REPORT No. ___ ☒ OTHER SOURCES (SPECIFY) Inmate Complaint

SUBJECT No. 1 OF 3

LAST NAME	FIRST NAME	M.I.	RANK OR TITLE	EMP. No.
Jouzi	David		Deputy	[redacted]

UNIT OF ASSIGNMENT	DATE ASSIGNED	DIVISION OR REGION
Twin Towers Correctional Facility	05-2003	Custody Operations Division

STATUS OF SUBJECT: ☐ CONTINUING ON DUTY ☒ RELIEVED OF DUTY - REASSIGNED TO: Custodian of Records Unit ☐ OTHER

SEX	RACE	HAIR	EYES	HEIGHT	WEIGHT	D.O.B.	AGE
Male	Hispanic	Brown	Brown	6'0"	220	[redacted]	[redacted]

DATE OF HIRE	DATE APPOINTED TO RANK	INTERVIEW TAPE RECORDED ON
October 20, 1997	[redacted]	TAPE Digital OF 11089 SIDE ☐ A ☐ B DATE 04-20-2004 TIME

PREVIOUS 7 YEAR FOUNDED INVESTIGATIONS (EXCLUDING TRAFFIC)

DATE	I.A.B. FILE No.	MANUAL SECTION(S) VIOLATED	DISCIPLINE
[redacted]	[redacted]	[redacted]	[redacted]

SUBJECT No. 2 OF 3

LAST NAME	FIRST NAME	M.I.	RANK OR TITLE	EMP. No.
[redacted]	[redacted]		[redacted]	[redacted]

UNIT OF ASSIGNMENT	DATE ASSIGNED	DIVISION OR REGION
[redacted]	[redacted]	[redacted]

STATUS OF SUBJECT: ☒ CONTINUING ON DUTY ☐ RELIEVED OF DUTY - REASSIGNED TO: ___ ☐ OTHER

SEX	RACE	HAIR	EYES	HEIGHT	WEIGHT	D.O.B.	AGE
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

DATE OF HIRE	DATE APPOINTED TO RANK	INTERVIEW TAPE RECORDED ON
[redacted]	[redacted]	TAPE Digital OF 11144 SIDE ☒ A ☐ B DATE 04-20-2004 TIME

PREVIOUS 7 YEAR FOUNDED INVESTIGATIONS (EXCLUDING TRAFFIC)

DATE	I.A.B. FILE No.	MANUAL SECTION(S) VIOLATED	DISCIPLINE
		None	

CODE: C - COMPLAINANT, W - WITNESS — ADDITIONAL COMPLAINANTS, WITNESSES, OR SUBJECTS ON SUPPLEMENTAL PAGES ☐ YES ☐ NO

CODE	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W No. 1 OF	[redacted]	[redacted]		[redacted]	[redacted]	[redacted]

RESIDENCE ADDRESS: [redacted] — RES. PHONE (AREA CODE) [redacted]
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT: [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) ( )
INTERVIEW TAPE RECORDED ON TAPE Digital OF #11000 SIDE ☐ A ☐ B DATE 04-08-2004 TIME 0954 hrs

CODE	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W No. 2 OF	[redacted]	[redacted]		[redacted]	[redacted]	Adult

RESIDENCE ADDRESS: [redacted] — RES. PHONE (AREA CODE) ( )
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT: [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) [redacted]
INTERVIEW TAPE RECORDED ON TAPE Digital OF 11156, 57, 58 SIDE ☐ A ☐ B DATE April 30, 2004 TIME 1140 hrs

PRIMARY INVESTIGATOR	RANK	EMP. No.	APPROVED	DATE
Brian Morris	Sergeant	[redacted]		
ASSISTING INVESTIGATOR	RANK	EMP. No.	DATE SUBMITTED	

IF ADDITIONAL SUBJECTS, WITNESSES, COMPLAINANTS OR DISCIPLINE HISTORIES, LIST ON CONTINUATION PAGES.

SHERIFF'S DEPARTMENT PERSONNEL INVESTIGATION

I.A.B. FILE No. IV2104858

NARRATIVE SHOULD BE AN OBJECTIVE AND UNBIASED STATEMENT OF THE FACTS; INVESTIGATOR OPINIONS SHALL NOT BE INCLUDED.

No. OF ITEMS	LIST EXHIBITS/EVIDENCE FIRST (IF STORED, STATE LOCATION - AUDIO TAPES SHOULD BE CLEARLY LABELED), THEN BEGIN NARRATIVE.
•	ADMINISTRATIVE RIGHTS FORMS. (ATTACH ONE FORM FOR EACH EMPLOYEE INTERVIEWED)
•	AUDIO TAPES. ALL INTERVIEWS SHALL BE TAPE RECORDED AND ALL TAPES MUST BE INCLUDED. (LIST EACH INTERVIEWEE BY NAME.)

NARRATIVE CAN BE CONTINUED ON SH-AD-49 CONTINUATION FORM OR PLAIN BOND.



SHERIFF'S DEPARTMENT PERSONNEL INVESTIGATION SUBJECT CONTINUATION PAGE

I.A.B. FILE No.	PAGE 3 OF 5
IV2104858	

SUBJECT No. 2 OF	LAST NAME [redacted]	FIRST NAME [redacted]	M.I.	RANK OR TITLE [redacted]	EMP No. [redacted]

UNIT OF ASSIGNMENT [redacted]	DATE ASSIGNED [redacted]	DIVISION OR REGION [redacted]

STATUS OF SUBJECT
☒ CONTINUING ON DUTY ☐ RELIEVED OF DUTY - REASSIGNED TO: ☐ OTHER

SEX	RACE	HAIR	EYES	HEIGHT	WEIGHT	D.O.B.	AGE
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

DATE OF HIRE	DATE APPOINTED TO RANK	INTERVIEW TAPE RECORDED ON
[redacted]	[redacted]	TAPE Digital OF #11145,48,47 SIDE ☐ A ☐ B DATE 04-29-2004 TIME 1303 hrs

PREVIOUS 7 YEAR FOUNDED INVESTIGATIONS (EXCLUDING TRAFFIC)

DATE	I.A.B. FILE No.	MANUAL SECTION(S) VIOLATED	DISCIPLINE
		None	

SUBJECT No. OF	LAST NAME	FIRST NAME	M.I.	RANK OR TITLE	EMP No.

UNIT OF ASSIGNMENT	DATE ASSIGNED	DIVISION OR REGION

STATUS OF SUBJECT
☐ CONTINUING ON DUTY ☐ RELIEVED OF DUTY - REASSIGNED TO: ☐ OTHER

SEX	RACE	HAIR	EYES	HEIGHT	WEIGHT	D.O.B.	AGE

DATE OF HIRE	DATE APPOINTED TO RANK	INTERVIEW TAPE RECORDED ON
		TAPE ____ OF ____ SIDE ☐ A ☐ B DATE ____ TIME ____

PREVIOUS 7 YEAR FOUNDED INVESTIGATIONS (EXCLUDING TRAFFIC)

DATE	I.A.B. FILE No.	MANUAL SECTION(S) VIOLATED	DISCIPLINE

SUBJECT No. OF	LAST NAME	FIRST NAME	M.I.	RANK OR TITLE	EMP No.

UNIT OF ASSIGNMENT	DATE ASSIGNED	DIVISION OR REGION

STATUS OF SUBJECT
☐ CONTINUING ON DUTY ☐ RELIEVED OF DUTY - REASSIGNED TO: ☐ OTHER

SEX	RACE	HAIR	EYES	HEIGHT	WEIGHT	D.O.B.	AGE

DATE OF HIRE	DATE APPOINTED TO RANK	INTERVIEW TAPE RECORDED ON
		TAPE ____ OF ____ SIDE ☐ A ☐ B DATE ____ TIME ____

PREVIOUS 7 YEAR FOUNDED INVESTIGATIONS (EXCLUDING TRAFFIC)

DATE	I.A.B. FILE No.	MANUAL SECTION(S) VIOLATED	DISCIPLINE

SUBJECT DISCIPLINE HISTORIES CAN BE CONTINUED ON ADDITIONAL SUBJECT CONTINUATION PAGES.



SHERIFF'S DEPARTMENT PERSONNEL INVESTIGATION
COMPLAINANT / WITNESS CONTINUATION PAGE

I.A.B. FILE No. IV2104858 | PAGE 4 OF 5

CODE: C - COMPLAINANT, W - WITNESS

CODE	No.	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W	3 OF 38	[redacted]	[redacted]		[redacted]	[redacted]	Adult

RESIDENCE ADDRESS [redacted] — RES. PHONE (AREA CODE) ( )
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] — CDL OR LASD EMPLOYEE NO. [redacted] — BUS. PHONE (AREA CODE) [redacted]
INTERVIEW TAPE RECORDED ON TAPE Digital OF # 11177 SIDE ☐ A ☐ B DATE May 4, 2003 TIME 1059 hrs

CODE	No.	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W	4 OF 38	[redacted]	[redacted]		[redacted]	[redacted]	

RESIDENCE ADDRESS [redacted] — RES. PHONE (AREA CODE) ( )
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) ( )
INTERVIEW TAPE RECORDED ON TAPE Audio OF Tape SIDE ☐ A ☐ B DATE 04-27-2004 TIME

CODE	No.	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W	5 OF 38	[redacted]	[redacted]		[redacted]	[redacted]	

RESIDENCE ADDRESS [redacted] — RES. PHONE (AREA CODE) [redacted]
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) ( )
INTERVIEW TAPE RECORDED ON TAPE Video OF Tape SIDE ☐ A ☐ B DATE 10-03 TIME

CODE	No.	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W	6 OF 38	[redacted]	[redacted]		[redacted]	[redacted]	

RESIDENCE ADDRESS — RES. PHONE (AREA CODE) ( )
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) ( )
INTERVIEW TAPE RECORDED ON TAPE Digital OF 11122 SIDE ☐ A ☐ B DATE TIME

CODE	No.	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W	7 OF	[redacted]	[redacted]		[redacted]	[redacted]	

RESIDENCE ADDRESS — RES. PHONE (AREA CODE) ( )
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) ( )
INTERVIEW TAPE RECORDED ON TAPE Digital OF 11123 SIDE ☐ A ☐ B DATE TIME

CODE	No.	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W	8 OF	[redacted]	[redacted]		[redacted]	[redacted]	

RESIDENCE ADDRESS — RES. PHONE (AREA CODE) ( )
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) ( )
INTERVIEW TAPE RECORDED ON TAPE Digital OF 11124 SIDE ☐ A ☐ B DATE TIME

CODE	No.	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W	9 OF	[redacted]	[redacted]		[redacted]	[redacted]	[redacted]

RESIDENCE ADDRESS [redacted] — RES. PHONE (AREA CODE) ( ) None
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) ( )
INTERVIEW TAPE RECORDED ON TAPE Digital OF 11159, 60 SIDE ☐ A ☐ B DATE TIME

CODE	No.	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
W	10 OF	[redacted]	[redacted]		[redacted]	[redacted]	[redacted]

RESIDENCE ADDRESS [redacted] — RES. PHONE (AREA CODE) ( ) None
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] — CDL OR LASD EMPLOYEE NO. — BUS. PHONE (AREA CODE) ( )
INTERVIEW TAPE RECORDED ON TAPE Digital OF 11161 SIDE ☐ A ☐ B DATE TIME


SHERIFF'S DEPARTMENT PERSONNEL INVESTIGATION
COMPLAINANT / WITNESS CONTINUATION PAGE

I.A.B. FILE No. IV2104858

CODE: C - COMPLAINANT, W - WITNESS

CODE W No. 11 OF | LAST NAME [redacted] | FIRST NAME [redacted] | M.I. | SEX [redacted] | RACE [redacted] | D.O.B. [redacted]

RESIDENCE ADDRESS [redacted] | RES. PHONE (AREA CODE) ( ) None

BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] | CDL OR LASD EMPLOYEE NO. | BUS. PHONE (AREA CODE) ( )

INTERVIEW TAPE RECORDED ON TAPE Digital OF 11162 | SIDE ☐ A ☐ B | DATE | TIME

CODE W No. 12 OF | LAST NAME [redacted] | FIRST NAME [redacted] | M.I. | SEX [redacted] | RACE [redacted] | D.O.B. [redacted]

RESIDENCE ADDRESS [redacted] | RES. PHONE (AREA CODE) ( ) None

BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] | CDL OR LASD EMPLOYEE NO. | BUS. PHONE (AREA CODE) ( )

INTERVIEW TAPE RECORDED ON TAPE Digital OF | SIDE ☐ A ☐ B | DATE | TIME

CODE W No. 13 OF | LAST NAME [redacted] | FIRST NAME [redacted] | M.I. | SEX [redacted] | RACE [redacted] | D.O.B. [redacted]

RESIDENCE ADDRESS [redacted] | RES. PHONE (AREA CODE) ( ) None

BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] | CDL OR LASD EMPLOYEE NO. | BUS. PHONE (AREA CODE) ( )

INTERVIEW TAPE RECORDED ON TAPE Digital OF 11178 | SIDE ☐ A ☐ B | DATE | TIME

CODE W No. 14 OF | LAST NAME [redacted] | FIRST NAME [redacted] | M.I. | SEX [redacted] | RACE [redacted] | D.O.B. [redacted]

RESIDENCE ADDRESS [redacted] | RES. PHONE (AREA CODE) ( ) None

BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] | CDL OR LASD EMPLOYEE NO. | BUS. PHONE (AREA CODE) ( )

INTERVIEW TAPE RECORDED ON TAPE None OF | SIDE ☐ A ☐ B | DATE | TIME

CODE W No. 15 OF | LAST NAME [redacted] | FIRST NAME [redacted] | M.I. | SEX [redacted] | RACE [redacted] | D.O.B. [redacted]

RESIDENCE ADDRESS [redacted] | RES. PHONE (AREA CODE) ( ) None

BUSINESS ADDRESS OR UNIT OF ASSIGNMENT [redacted] | CDL OR LASD EMPLOYEE NO. | BUS. PHONE (AREA CODE) ( )

INTERVIEW TAPE RECORDED ON TAPE None OF | SIDE ☐ A ☐ B | DATE | TIME

CODE W No. 16 OF | LAST NAME [redacted] | FIRST NAME [redacted] | M.I. | SEX [redacted] | RACE [redacted] | D.O.B. Adult

RESIDENCE ADDRESS | RES. PHONE (AREA CODE) ( )

BUSINESS ADDRESS OR UNIT OF ASSIGNMENT L.A.S.D. Deputy - Twin Towers Correctional Facility | CDL OR LASD EMPLOYEE NO. [redacted] | BUS. PHONE (AREA CODE) (213) 893-5000

INTERVIEW TAPE RECORDED ON TAPE Digital OF 11125 | SIDE ☐ A ☐ B | DATE | TIME

CODE W No. 17 OF | LAST NAME [redacted] | FIRST NAME [redacted] | M.I. | SEX [redacted] | RACE [redacted] | D.O.B. Adult

RESIDENCE ADDRESS | RES. PHONE (AREA CODE) ( )

BUSINESS ADDRESS OR UNIT OF ASSIGNMENT L.A.S.D. Deputy - Twin Towers Correctional Facility | CDL OR LASD EMPLOYEE NO. [redacted] | BUS. PHONE (AREA CODE) (213) 893-5000

INTERVIEW TAPE RECORDED ON TAPE Digital OF 11126 | SIDE ☐ A ☐ B | DATE | TIME

CODE W No. 18 OF | LAST NAME [redacted] | FIRST NAME [redacted] | M.I. | SEX [redacted] | RACE [redacted] | D.O.B. Adult

RESIDENCE ADDRESS | RES. PHONE (AREA CODE) ( )

BUSINESS ADDRESS OR UNIT OF ASSIGNMENT L.A.S.D. Deputy - Twin Towers Correctional Facility | CDL OR LASD EMPLOYEE NO. [redacted] | BUS. PHONE (AREA CODE) (213) 893-5000

INTERVIEW TAPE RECORDED ON TAPE Digital OF 11127,28,29 | SIDE ☐ A ☐ B | DATE | TIME

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
PERSONNEL INVESTIGATION
(NARRATIVE)

Date: **September 23, 2003, @ 6:30 AM (approximately)**

Location: **Twin Towers Correctional Facility, Module 152 / F-Pod**

Investigator: **Sergeant Brian Morris**

Subjects: **David Jouzi #[redacted]**
[redacted] #[redacted]
[redacted] #[redacted]
TWIN TOWERS CORRECTIONAL FACILITY
Custody Operations Division

NATURE OF THE CASE

This case concerns an alleged use of force and failure to report force, by one deputy assigned to Twin Towers Correctional Facility and failure to report the force by two deputies who allegedly were present at the time. The deputy involved in the use of force was Deputy David Jouzi. The two deputies who were allegedly present with him were Deputies [redacted] and [redacted]. The inmate involved in the incident was Inmate [redacted]. The alleged force was reported to have occurred at Twin Towers Correctional Facility, on September 23, 2003, at about 6:30 AM, in Module 152.

In addition to the force issues, Commander Dennis Burns verbally directed Internal Affairs Bureau to look into an allegation that Deputy Jouzi mandated the inmates to refer to him as "The Godfather."

During his interview Inmate [redacted] also alleged the deputies orchestrated his reclassification from "Mental Observation" to "General Population," thus precipitating his transfer to Men's Central Jail. He told Internal Affairs Bureau investigators the transfer caused his removal from his psychiatric medication. During his initial interview with the jail sergeants he said he was not taking any medication.

The alleged incident did not come to the Department's attention until October 2, 2003, nine days after it occurred.

On October 2, 2003, Inmate [redacted] contacted Deputy Daniel Hallett # [redacted], in Module 5500, of Men's Central Jail. Inmate [redacted] told Deputy Hallett he had been assaulted by deputy personnel at Twin Towers Correction Facility several days prior and had sustained a fractured rib. Deputy Hallett escorted Inmate [redacted] to the jail clinic and had him treated. Deputy Hallett also notified his supervisor of the allegation. An Inmate Injury Report was prepared by Deputy Hallett. A copy of the Inmate Injury Report is located within this case as **Exhibit-A**.

Sergeant George Hosac # [redacted], of Men's Central Jail, spoke to Inmate [redacted] and determined the alleged force occurred at Twin Towers Correctional Facility. Sergeant Hosac directed a memo to Captain Ray Leyva, of Men's Central Jail, notifying him of the information **(Exhibit-B)**. Captain Leyva forwarded the information to Twin Towers Correction Facility. Sergeant Jeff Hardt, of Twin Towers Correction Facility, conducted an inquiry into the allegation. Based on the inquiry, Chief John Scott requested an Administrative Investigation be conducted into the allegation on October 22, 2003. The memo's created by Captain Leyva and Sergeant Hardt can be found in this case as **Exhibit-C.**

Inmate [redacted] was released from custody on October 20, 200~~4~~3 (two days prior to Chief Scott requesting an Administrative Investigation). There was considerable difficulty relocating Inmate [redacted] in order to interview him. On March 18, 2004 Inmate [redacted] was arrested on an unrelated charge and housed at North County Correctional Facility.

COMPLAINANT INTERVIEW

Inmate [redacted] was interviewed twice on video tape by sergeants from Custody Division. Once on October 2, 2003, and again on October 15, 2003. Those interviews were very curt and did not contain any great detail. The information which was gathered during those interviews was consistent with what Inmate [redacted] said during his later interview with Sergeant Morris, of Internal Affairs Bureau. The video taped interviews were not transcribed.

Inmate [redacted] was interviewed on Thursday, April 8, 2004, by Sergeant Brian Morris, of Internal Affairs Bureau. The interviewed took place at North County Correctional Facility. Inmate [redacted] said he clearly recalled the incident at Twin Towers Correctional Facility. Although Inmate [redacted] did not know the names of the three deputies involved in this incident, he provided their physical description. The description he provided is accurate and distinct to the three deputies. Inmate [redacted] recalled which deputy did what.

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
PERSONNEL INVESTIGATION
(NARRATIVE)

> **I.A.B. Note:** According to the In-Service sheet for Twin Towers Correctional Facility for September 23, 2003 (**Exhibit-D**), the three deputies assigned to Module 152 were Deputies Jouzi, [redacted] and [redacted]. Inmate [redacted] descriptions of the three deputies is accurate to these three deputies. During his interview Inmate [redacted] referred to the deputies by their description. For clarity of this report, the names of the deputies will be used. A transcribed copy of Inmate [redacted] interview is located within this case.

Inmate [redacted] said on September 23, 2003, he was housed in Module 152 / F- Pod, at Twin Towers Correctional Facility. He said while breakfast was being served he attempted to obtain a second meal by slipping back into the line of inmates. He said it was this action which precipitated the incident.

Inmate [redacted] said the manner in which the meals were served was that the inmates were directed out of their cells and told to line up on the upper tier of the pod. He said trustees would be positioned at the main door of the pod with a cart of food and the deputies would stand behind the trustees to supervise the meal service. He said on the day of the incident, there were two trustee's and the three deputies he previously described. He said once an inmate received his meal, he was to go to the common area of the pod and eat.

> **I.A.B. Note:** Multiple inmates and the three Subject Deputies who were interviewed as part of this case, were all in agreement that the meal service was conducted in the manner in which Inmate [redacted] described.

Inmate [redacted] said when he slipped back into line for a second meal, the deputies apparently saw him. He said Deputy [redacted] ordered him to get out of line and approach the pod door. He said once he got to the pod door, Deputy Jouzi pulled him out of the pod by the shirt collar and slammed him against the wall adjacent to the pod. He said the area where he was slammed against the wall was the concrete wall near the telephones. He said the two trustees had to move out of the way in order for Deputy Jouzi to pull him from the pod.

> **I.A.B. Note:** A picture depicting the pod area and the wall with the telephones has been placed within this case for reference.

Inmate [redacted] said after Deputy Jouzi slammed him against the wall, he punched him in the left eye. He said Deputy Jouzi did this by retaining a grip on his shirt collar and raising his fist while pulling the shirt up. He said after Deputy Jouzi punched him in the eye, he said, "Haven't you had enough. You're starting to piss me off." Inmate [redacted] said

when this happened, Deputies [redacted] and [redacted] were directly adjacent to him, within an arms length. He said the two trustees backed away about two arms lengths.

> **I.A.B. Note:** Inmate [redacted] was unable to identify either of the trustees. He said they were wearing pale green jail clothing. Through this investigation it was learned that the trustees who worked in Module 152 at the time wore dark blue jail clothing.

Inmate [redacted] said Deputy Jouzi then directed him to lie on the floor. Inmate [redacted] said he was told to lay on the floor and he complied. He said he was not taken to the ground by any of the deputies. He said he laid on the floor on his stomach, with his head near the wall and his feet protruding out toward the pod door. He said Deputy Jouzi told him to remain on the floor until the meal service for F-Pod was finished. He said once the meal service for F-Pod was complete, which took about two more minutes, Deputy Jouzi approached him, kicked him in the ribs and told him to get up to his knees. In describing the kick, Inmate [redacted] said it was not a light nudge with his foot in order to gain attention. He said it was a full kick which was "meant to cause pain."

Inmate [redacted] said when he got to his knees, all three deputies told him to remain in an upright kneeling position on the concrete floor. In describing what he meant by an "upright kneeling position," he said they would not allow him to lower his buttocks and rest it on his heels, but keep his body in an upright position, so his weight was on his knees on the concrete floor. He said he was forced to remain in that position until the meal service for the entire module (Pods A - F) was finished. He said this took about 30 minutes.

Inmate [redacted] said at the completion of the meal service for the entire module, all three deputies approached him. He said Deputy Jouzi addressed him and said, "Don't you get tired of being a piece of shit." Inmate [redacted] said he did not respond to anything which was said to him because he didn't want to get into more trouble. He said Deputy Jouzi continued to speak to him. He said Deputy Jouzi told him he was a "worthless piece of shit." He said Deputy Jouzi said if he (Jouzi) had a son like him, he "would kill him" and he [redacted] was homeless because him parents "got tired of his piece of shit ass."

Inmate [redacted] said Deputy Jouzi told him he did not want any more problems with him and if he did have any, he was going to take Inmate [redacted] "to the hole." (Jail vernacular for Disciplinary Housing). Inmate [redacted] said Deputy Jouzi then directed him to get up and return to the pod. He said Deputies [redacted] and [redacted] were still standing with Deputy Jouzi during this time.

Inmate [redacted] said the day following this incident he was transferred to Men's Central

Inmate [redacted] said the day following this incident he was transferred to Men's Central Jail, placed in General Population, and removed from his psychiatric medication.

> **I.A.B. Note:** During his initial video taped interview Inmate [redacted] said he was not taking any psychiatric medication.

Inmate [redacted] said because of the timing of the move, he believed the deputies orchestrated the move, so he would not be able to identify them and report what happened.

Inmate [redacted] said several days past before he was able to report the incident or his injuries to anyone.

Inmate [redacted] said there was a prior incident wherein he had contact with these same three deputies. He said there was an incident two days prior, wherein someone in his cell was in possession of tobacco. He said during that incident, Deputy Jouzi told him he (Jouzi) thought [redacted] was "fucking with him." Inmate [redacted] surmised that the prior incident and his uncommon last name caused the deputies to be familiar with him and this familiarity probably caused the deputies to focus on him at breakfast in the first place.

Inmate [redacted] said he did not tell any of the involved deputies he was injured as a result of being punched or kicked.

Inmate [redacted] said the term "The Godfather" had no significance to him and he had not heard that term used while in custody.

Inmate [redacted] specifically identified two inmates whom he said were present and saw the incident. Inmate [redacted] and Inmate [redacted]

Inmate [redacted], Bk# [redacted], was video tape interviewed by Sergeant Hardt, of Twin Towers Correctional Facility, on October 15, 2003. He was also interviewed by Sergeant Morris, of Internal Affairs Bureau, on April 27, 2004. The interview was audio recorded.

> **I.A.B. Note:** Inmate [redacted] said he did not know any of the deputies by name. Based on his descriptions, investigators have attributed actions to the deputies.

Inmate [redacted] said he witnessed the incident and recalled it. He said he and another inmate, [redacted], were in the pod and saw the incident from about six to eight feet away. He said he saw Inmate [redacted] get in the meal line to attempt to get another sack

breakfast. He said when Inmate [redacted] did this, one of the three deputies who were serving breakfast (Deputy Jouzi) grabbed Inmate [redacted] by the front of his shirt collar and pulled him out of the cell. He said when this happened, the trusties who were serving breakfast had already moved the food cart because they were moving to the next pod. He said the other two deputies were standing next to the cart

Inmate [redacted] told Sergeant Hardt that Deputy Jouzi pushed Inmate [redacted] to the floor, then drug him to the wall, where he had him stand and place his hands behind his back. He told Sergeant Morris that Deputy Jouzi pushed Inmate [redacted] against the concrete wall adjacent to the telephones, at which time Inmate [redacted] quickly turned around and said, "What the hell are you doing?" He said Deputy Jouzi grabbed Inmate [redacted] by the shirt and pushed him to the floor. Inmate [redacted] said when Deputy Jouzi pushed Inmate [redacted] against the wall, the push wasn't with any great force. He said it was what he would consider the normal manner in which an inmate would be placed against the wall.

Inmate [redacted] said when Inmate [redacted] returned to the pod, he saw a lump on his right lower back. He said Inmate [redacted] told him he was going to use him as a witness to what happened. Inmate [redacted] said he told Inmate [redacted] he didn't know why he was going to do that, because the incident "wasn't too bad of a thing and the deputies were just doing their job."

Inmate [redacted] said Inmate [redacted] told him that Deputy Jouzi punched and kicked him. Inmate [redacted] said he did not witness that happen.

Inmate [redacted] said when the incident happened, the other two deputies approached the pod to monitor the situation and the other inmates in the pod.

Inmate [redacted] said he never saw Inmate [redacted] on his knees. He said he did not hear any of the deputies say anything to Inmate [redacted]

Inmate [redacted] said he knows Deputy Jouzi by the nickname "Old school," because in the past he heard Deputy Jouzi tell inmates he was "old school."

Inmate [redacted], was video tape interviewed by Sergeant Hardt, of Twin Towers Correctional Facility, on October 15, 2003. Since the time of this incident, Inmate [redacted] has been released from custody and is residing in the state of [redacted]. Several unsuccessful attempts to contact him for a follow-up interview were made.

Inmate [redacted] said he knew Inmate [redacted] and recalled the incident. He said while they were eating breakfast, Inmate [redacted] meal did not have a milk in it, so he ([redacted]) got up to talk to the deputies about another meal. He said when Inmate [redacted] did this, Deputy Jouzi (whom he knew as "Old School" or "The Godfather") grabbed Inmate [redacted] with one hand and pulled him out of the pod. He then "slammed" inmate [redacted] against a pillar just outside the pod door. He said Inmate [redacted] was slammed with great force and he saw Inmate [redacted] head and right hip strike the wall. He said Deputy Jouzi then "threw" Inmate [redacted] on the floor and started kicking him. He said during this time the bald deputy (Deputy [redacted]) told Inmate [redacted] to stay on the floor. The deputies then made Inmate [redacted] lay on the floor for an hour or two.

Inmate [redacted] said when Inmate [redacted] returned to the pod he complained of pain to his head and hip. He said he saw a lump on Inmate [redacted]'s right hip.

Custody Assistant [redacted] was the control booth officer in Module 152 / Day shift, on the day of this incident. He was interviewed by Sergeant Morris at Twin Towers Correctional Facility on May 4, 2004. The interview was audio recorded.

Custody Assistant [redacted] said he has been a Custody Assistant since 1998, and had been assigned to Module 152 for 18 months to two years. He said he was in the control booth at the time of this incident. He said he recalled the incident. He said because of the passage of time, some of his recollection of the incident was vague. He said he recalled Inmate [redacted]

Custody Assistant [redacted] said he recalled Inmate [redacted] being taken out of the pod, although he did not know why. He said he presumed Inmate [redacted] had done something to interfere with, or disrupt the service of breakfast. He said removing an inmate from the pod is the customary way an inmate who interfered with the module operation is dealt with.

Custody Assistant [redacted] described the manner in which the meals were served in the same way as the other individuals who were interviewed. He described the food cart as a large flat cart similar to one which may be used at a home improvement store. Custody Assistant [redacted] said there are typically three trustees who serve meals, but he could not specifically say how many were present on the day of the incident.

Custody Assistant [redacted] said Inmate [redacted] was removed from the pod by Deputy Jouzi. He said although he did not recall specifically how this was accomplished, he seemed to remember that Deputy Jouzi removed Inmate [redacted] by taking hold of his jail shirt by either the sleeve or the rear portion of the collar and pulling him out of the pod. He said once he was out of the pod, Deputy Jouzi placed him against the glass wall adjacent

to the pod door, face first. He said there also may have been some verbal exchange between the two prior to Inmate [redacted]'s removal from the pod, although from the control booth he could not hear what was said. He said he could not recall where Deputies [redacted] and [redacted] were during this time.

Custody Assistant [redacted] said Inmate [redacted] was turned around and handcuffed behind his back. He said he recalled Inmate [redacted] was left somewhere around F-Pod, while the deputies finished serving breakfast for the rest of the module.

Custody Assistant [redacted] said he recalled at a point in time approximately when the meal service for the D,E,F, side of the module was complete, Inmate [redacted] was taken from the area of F-Pod to the area of A-pod.

> **I.A.B. Note:** The module is divided by a concrete wall which separates the A, B, C, side of the module from the D, E, F side.

Custody Assistant [redacted] said once Inmate [redacted] was taken to the A,B,C, side of the module, he was directed by Deputy Jouzi onto his knees near the phones. He said he recalled Inmate [redacted] kneeling in a manner with his buttocks resting on his heels. He said he did not know where Deputies [redacted] and [redacted] were during this time. He said Inmate [redacted] remained in the kneeling position until the meal service for the entire module was complete. He said he recalled Deputy Jouzi recontacting Inmate [redacted] and possibly yelling at him. He said he was not positive of that, but recalled loud voices.

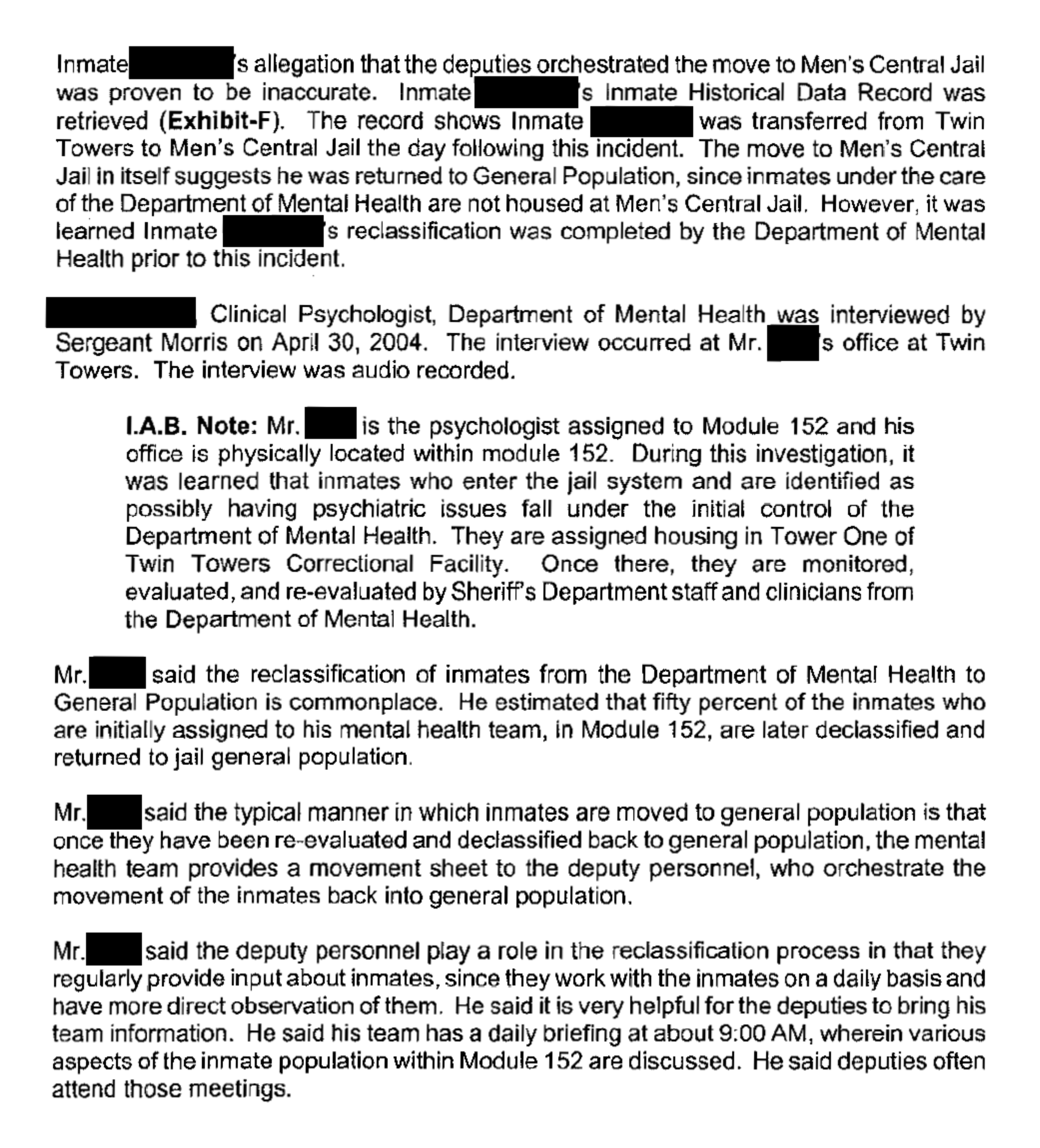
Custody Assistant [redacted] said he did not recall seeing Inmate [redacted] being sent back to the pod. Custody Assistant [redacted] said he never saw Inmate [redacted] punched, slapped, or kicked in any manner by any of the three deputies.

Custody Assistant [redacted] identified several inmates who he thought may have been trustees at the time of the incident.

INVESTIGATION:

Inmate [redacted] provided Sergeant Morris with a Release of Records form. His jail medical and psychiatric records were obtained from Medical Services and are contained in this case as **Exhibit-E**.

A review of the medical records reflect that he did not have a broken rib on October 2, 2003, when he reported this incident to the module deputy at Men's Central Jail. His medical records (page 11) state that his ribs had no outward signs of trauma, no swelling, no bruising, but were said to be sore to the touch.



Inmate [redacted]'s allegation that the deputies orchestrated the move to Men's Central Jail was proven to be inaccurate. Inmate [redacted]'s Inmate Historical Data Record was retrieved (**Exhibit-F**). The record shows Inmate [redacted] was transferred from Twin Towers to Men's Central Jail the day following this incident. The move to Men's Central Jail in itself suggests he was returned to General Population, since inmates under the care of the Department of Mental Health are not housed at Men's Central Jail. However, it was learned Inmate [redacted]'s reclassification was completed by the Department of Mental Health prior to this incident.

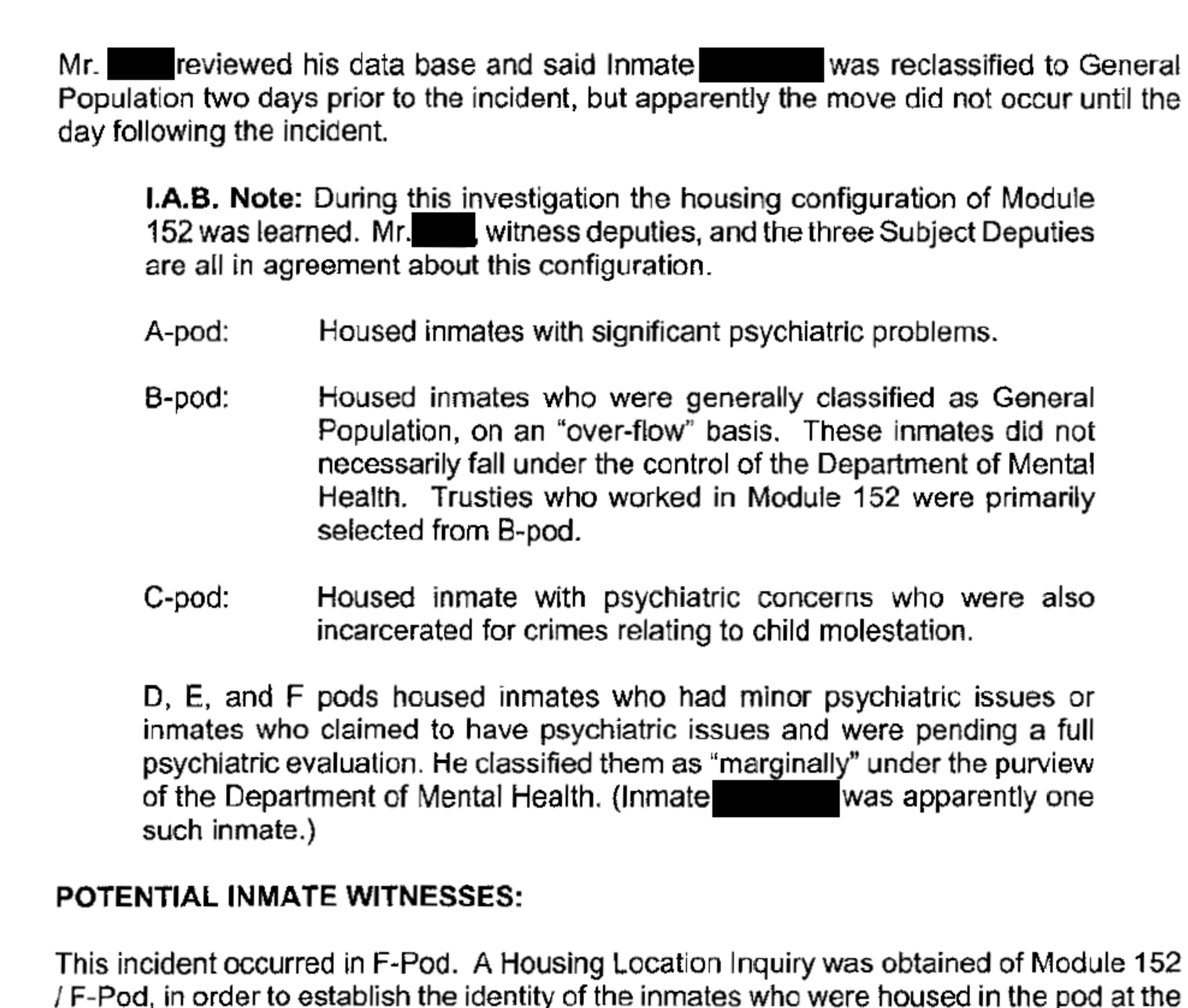
[redacted] Clinical Psychologist, Department of Mental Health was interviewed by Sergeant Morris on April 30, 2004. The interview occurred at Mr. [redacted]'s office at Twin Towers. The interview was audio recorded.

> **I.A.B. Note:** Mr. [redacted] is the psychologist assigned to Module 152 and his office is physically located within module 152. During this investigation, it was learned that inmates who enter the jail system and are identified as possibly having psychiatric issues fall under the initial control of the Department of Mental Health. They are assigned housing in Tower One of Twin Towers Correctional Facility. Once there, they are monitored, evaluated, and re-evaluated by Sheriff's Department staff and clinicians from the Department of Mental Health.

Mr. [redacted] said the reclassification of inmates from the Department of Mental Health to General Population is commonplace. He estimated that fifty percent of the inmates who are initially assigned to his mental health team, in Module 152, are later declassified and returned to jail general population.

Mr. [redacted] said the typical manner in which inmates are moved to general population is that once they have been re-evaluated and declassified back to general population, the mental health team provides a movement sheet to the deputy personnel, who orchestrate the movement of the inmates back into general population.

Mr. [redacted] said the deputy personnel play a role in the reclassification process in that they regularly provide input about inmates, since they work with the inmates on a daily basis and have more direct observation of them. He said it is very helpful for the deputies to bring his team information. He said his team has a daily briefing at about 9:00 AM, wherein various aspects of the inmate population within Module 152 are discussed. He said deputies often attend those meetings.



Mr. [redacted] reviewed his data base and said Inmate [redacted] was reclassified to General Population two days prior to the incident, but apparently the move did not occur until the day following the incident.

> **I.A.B. Note:** During this investigation the housing configuration of Module 152 was learned. Mr. [redacted], witness deputies, and the three Subject Deputies are all in agreement about this configuration.
>
> A-pod: Housed inmates with significant psychiatric problems.
>
> B-pod: Housed inmates who were generally classified as General Population, on an "over-flow" basis. These inmates did not necessarily fall under the control of the Department of Mental Health. Trusties who worked in Module 152 were primarily selected from B-pod.
>
> C-pod: Housed inmate with psychiatric concerns who were also incarcerated for crimes relating to child molestation.
>
> D, E, and F pods housed inmates who had minor psychiatric issues or inmates who claimed to have psychiatric issues and were pending a full psychiatric evaluation. He classified them as "marginally" under the purview of the Department of Mental Health. (Inmate [redacted] was apparently one such inmate.)

POTENTIAL INMATE WITNESSES:

This incident occurred in F-Pod. A Housing Location Inquiry was obtained of Module 152 / F-Pod, in order to establish the identity of the inmates who were housed in the pod at the time of the incident (**Exhibit-G**). This was done in order to possibly identify witnesses to this incident.

The following inmates from F-Pod were located and interviewed.

Inmate [redacted] Bk# [redacted], was located and was still in Sheriff's custody. Inmate [redacted] said Inmate [redacted] did not sound familiar to him. He was given a brief overview of this incident. He said he did not recall any such incident occurring. He said he was unfamiliar with Inmate [redacted] and had never heard the term "The Godfather" used in jail.

Inmate [redacted], Bk# [redacted], was located and was still in Sheriff's custody. Inmate [redacted] said Inmate [redacted] did not sound familiar to him. He was given a brief overview of this incident. He said he did not recall any such incident occurring. He said he was unfamiliar with Inmate [redacted] and had never heard the term "The Godfather" used in jail.

Inmate [redacted], Bk# [redacted] was located and was still in Sheriff's custody. Inmate [redacted] said he knew Inmate [redacted] by name and was able to describe him. He said he recalled the incident and saw it happen. He said Inmate [redacted] was pulled out of the module for an unknown reason and forced to kneel down. He said there were two deputies and two trusties present at the time of the incident. Inmate [redacted] said the deputy who pulled Inmate [redacted] out of the pod, was a heavy set large Hispanic deputy. Inmate [redacted] was unable to articulate any other specifics about the incident. He said he did not see Inmate [redacted] get hit or kicked.

POTENTIAL TRUSTEE INMATE WITNESSES:

At the time of this incident trusties in Module 152 were selected from B-Pod. A Housing Location Inquiry was obtained of Module 152 / B-pod, in order to establish the identity of the inmates who were housed in the pod at the time of the incident (**Exhibit-H**). This was done in order to possibly identify the trusties who may have witnessed this incident. The individuals interviewed as part of this investigation each identified individuals from B-pod, whom they thought may have possibly been the trustees at the time of this incident.

Those inmates were located and interviewed. Ultimately, no trusty witnesses were located.

Inmate [redacted], Bk# [redacted], was still in Sheriff's custody. He was housed Module 152 / F-Pod.

> **I.A.B. Note:** Since the time of this incident, the housing classification between F-Pod and B-pod has been switched. F-Pod is now used for General Population overflow and B-pod is used for mental health classification inmates.

Inmate [redacted] said he was currently a trusty in Module 152. He said he has been a trusty during Day shift for about one year. He said he was a trusty at the time of this incident. Inmate [redacted] said Inmate [redacted] did not sound familiar to him. Inmate [redacted] was given a brief overview of this incident. He said he did not recall any such incident occurring.

Inmate [redacted], Bk# [redacted], was still in Sheriff's custody. He was housed in Module 132 / D-pod. Inmate [redacted] said at the time of this incident he was a PM shift trusty in Module 152. Inmate [redacted] said Inmate [redacted] did not sound familiar to him. He was given a brief overview of this incident. He said he did not recall any such incident occurring.

Inmate [redacted], Bk# [redacted], was still in Sheriff's custody. He was housed Module 131 / E-pod. Inmate [redacted] said at the time of this incident he was a Day shift trusty in Module 152. Inmate [redacted] said Inmate [redacted] did not sound familiar to him. He was given a brief overview of this incident. He said he did not recall any such incident occurring.

Inmate [redacted], Bk# [redacted], was still in Sheriff's custody. He was housed Module 131 / E-pod. Inmate [redacted] said at the time of this incident he was a housed in B-pod, but was never a module trusty and knew nothing about the incident.

Inmate [redacted], Bk# [redacted], was located and was incarcerated at North Kern State Prison. He was interviewed on the telephone. He said he recalled living in Module 152 / B-pod and said he was a PM shift trusty. He said the name of Inmate [redacted] did not sound familiar to him. He said he did recall hearing about the incident. He said he heard about it through the "normal grapevine of inmates." He said he did not remember who he heard about the incident from. He said he did not see the incident. Regarding the incident, Inmate [redacted] said he heard Deputy Jouzi "kicked an inmate's ass." Inmate [redacted] said he heard Deputy Jouzi lost his cool, went overboard, got suspended and was possibly going to get fired. He said he did not hear specifics about the fight.

Inmate [redacted] said he knew who Deputy Jouzi was. He described Deputy Jouzi as "the time bomb. The crazy nut. A loose fucking cannon." He said most inmates were afraid to look at Deputy Jouzi because they feared him.

Inmate [redacted] said he was familiar with Inmate [redacted]. He said he was familiar with Inmate [redacted] using the term "The Godfather," but said he never heard any of the deputies use the term.

Inmate [redacted], Bk# [redacted], was released from custody on December 24, 2003. His jail records list him as a transient with no emergency contact information. He was not interviewed.

Inmate [redacted], Bk# [redacted], was released from custody on April 4, 2004. His jail records provide a home address of [redacted] but no phone

number is listed. At about 2:30 PM on May 3, 2004, Sergeant Morris spoke to Officer [redacted] at L.A.P.D. West Valley Division and requested she dispatch a radio car to Mr. [redacted] home and ask him to call Sergeant Morris. Officer [redacted] advised the apartment was vacant and he was not able to determine if there was a forwarding address.

INVESTIGATION:

> **I.A.B. Note:** During his interview, Deputy Jouzi denied ever having the inmates refer to him as "The Godfather." He said there was an inmate named [redacted], who had severe mental issues and would only respond to the title "The Godfather." Additionally, he ([redacted]) used that term when addressing deputies. He said the dealings with Inmate [redacted] is the only use of the term "The Godfather."

Deputy [redacted] was interviewed by Sergeant Brian Morris on April 28, 2004, at Twin Towers Correctional Facility. The purpose of the interview was gain information regarding Inmate [redacted] and the assertion by the Subject deputies that the term "The Godfather" was the one used by Inmate [redacted]. The interview was audio recorded. Deputy [redacted] said he had worked Module 152 for a significant amount of time. He said he was familiar with Inmate [redacted] as an inmate with chronic and severe mental issues. He said Inmate [redacted] used the term "Godfather" in addressing him. He said he had heard Inmate [redacted] address other deputies with this name as well, except in those instances he would add a numeric identifier to the title; Godfather #1, Godfather #2, etc. Deputy [redacted] said he was not aware of any of the deputies taking this term and requiring other inmate to address them in that manner.

Deputy [redacted] was interviewed be Sergeant Brian Morris on April 28, 2004, at Twin Towers Correctional Facility. The purpose of the interview was gain information regarding Inmate [redacted] and the assertion by the Subject deputies that the term "The Godfather" was the one used by Inmate [redacted]. The interview was audio recorded. Deputy [redacted] said he had worked Module 152 for about a year and a half as of [redacted]. He said he was familiar with Inmate [redacted] and heard Inmate [redacted] refer to uniform personnel as "The Godfather." He said he never heard Inmate [redacted] apply numeric suffixes to the term when addressing multiple deputies. He said he was not aware of any personnel requiring inmate to refer to them as "The Godfather."

Deputy [redacted] was interviewed be Sergeant Brian Morris on April 28, 2004, at Twin Towers Correctional Facility. The purpose of the interview was gain information regarding Inmate [redacted] and the assertion by the Subject deputies that the term "The Godfather" was the one used by Inmate [redacted]. The interview was audio recorded. Deputy

[redacted] said he had worked Module 152 for about two years on PM shift, ending in February 2004. He said he was familiar with Inmate [redacted]. He said he did not recall ever hearing Inmate [redacted] use the term "The Godfather."

SUBJECT INTERVIEWS

Deputy David Jouzi was interviewed on April 20, 2004, by Sergeant Brian Morris and Sergeant Clay Anderson, of Internal Affairs Bureau. The interview was audio recorded. Deputy Jouzi was accompanied during the interview by his attorney, Mitch Kander. Deputy Jouzi's transcribed interview is contained in this case.

Deputy [redacted] was interviewed on April 29, 2004, by Sergeant Brian Morris and Sergeant Clay Anderson, of Internal Affairs Bureau. The interview was audio recorded. Deputy [redacted] was accompanied during the interview by his attorney, Mitch Kander. Deputy [redacted] transcribed interview is contained in this case.

Deputy [redacted] was interviewed on April 29, 2004, by Sergeant Brian Morris and Sergeant Clay Anderson, of Internal Affairs Bureau. The interview was audio recorded. Deputy [redacted] was accompanied during the interview by his attorney, Mitch Kander. Deputy [redacted] transcribed interview is contained in this case.